

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

LG Philips LCD Co.,)	
)	
Plaintiff,)	
)	
v.)	
Tatung Co., Tatung Company of America Inc.,)	C.A. No. 04-343-JJF
and Viewsonic Corp.)	JURY TRIAL DEMANDED
)	
Defendants.)	
)	

NOTICE OF SERVICE OF SUBPOENA

To:	Richard D. Kirk, Esquire The Bayard Firm 222 Delaware Avenue #900 Wilmington, DE 19899	Scott R. Miller, Esquire Tracy R. Roman, Esquire Bingham McCutchen 355 S. Grand Avenue, 44 th Floor Los Angeles, CA 90071
	Daniel G. Jarcho, Esquire Cass W. Christenson, Esquire Lora A. Brzezynski, Esquire Matthew T. Bailey, Esquire McKenna Long & Aldridge LLP 1900 K Street, N.W. Washington D.C. 20006	Richard L. Horwitz, Esquire David E. Moore, Esquire Potter Anderson & Corroon LLP 1313 N. Market Street Hercules Plaza, 6 th Floor Wilmington, DE 19899

PLEASE TAKE NOTICE that on April 10, 2006, Defendant Tatung Company issued the attached subpoena for service on Honeywell, c/o David Brafman, 101 Columbia Road, Morristown, NJ 07962.

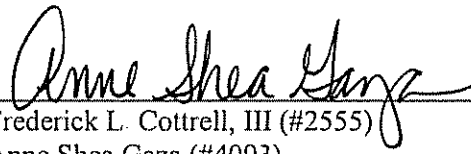
Of Counsel:

Christopher Darrow
Mark H. Krietzman
Frank E. Merideth, Jr
Alan R. Maler
Valerie W. Ho
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Eric S. Tautfest
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2200 Ross Avenue, Suite 4700E
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Dated: April 11, 2006



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Attorneys for Defendant Tatung Co. and Tatung
Company of America Inc.

AO 88 (Rev. 11/94) Subpoena in a Civil Case

Issued by the
UNITED STATES DISTRICT COURT

 NEWARK DISTRICT OF NEW JERSEY

LG. PHILIPS LCD CO., LTD.

SUBPOENA IN A CIVIL CASE

v
 TATUNG COMPANY; TATUNG COMPANY OF
 AMERICA, INC.; AND VIEWSONIC
 CORPORATION

Case Number: 1 DISTRICT OF DELAWARE
 04-343

TO: Honeywell
 c/o David Brafman, 101 Columbia Road, Morristown, NJ 07962

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case

PLACE OF DEPOSITION	DATE AND TIME
---------------------	---------------

☒ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

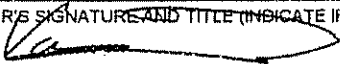
SEE ATTACHMENT A

PLACE Greenberg Traurig, LLP 200 Park Avenue Florham, NJ 07932	DATE AND TIME April 21, 2006 10:00 a.m.
---	---

☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below

PREMISES	DATE AND TIME
----------	---------------

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify Federal Rules of Civil Procedure, 30(b)(6)

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)  Valerie W. Ho, Esq., Attorney for Tatung Company	DATE April 10, 2006
ISSUING OFFICER'S NAME ADDRESS AND TELEPHONE NUMBER Greenberg Traurig, LLP (310) 586-7700 2450 Colorado Ave., Suite 400E, Santa Monica, CA 90404	

(See Rule 45 Federal Rules of Civil Procedure, parts C & D on reverse)

1 If action is pending in district other than district of issuance state district under case number

AO-88

AO 88 (Rev. 11/94) Subpoena in a Civil Case

PROOF OF SERVICE

DATE

PLACE

SERVED

SERVED ON (PRINT NAME)

MANNER OF SERVICE

SERVED BY (PRINT NAME)

TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct

Executed on

DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

Rule 45, Federal Rules of Civil Procedure, Parts C & D:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to

the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or the demanding party to contest the claim.

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

Attachment A

Instructions

1. If you object to any part of a request and refuse to answer that part, state your objection and answer the remaining portion of that request.

If you object to the scope or time period of a request and refuse to answer for that scope or time period, state your objection and answer the request for the scope or time period you believe is appropriate (including in your answer a specific statement as to why you believe the scope or time period is inappropriate).

2. If any of the following requests cannot be answered in full after exercising due diligence to secure the information, please so state and answer to the extent possible, specifying your inability to answer the remainder and stating whatever information you have concerning the unanswered portions. If your answer is qualified in any particular, set forth the details of such qualification.

3. You must produce all documents responsive to these requests which are in your actual or constructive possession, custody or control, including all documents within the actual or constructive possession, custody or control of any representative, agent, employee, attorney, accountant, investigator or any person acting for you or on your behalf.

4. All documents are to be produced as they are kept in the usual course of business, in the files in which such documents have been maintained, and in the order within each file in which such documents have been maintained; or all documents shall be organized and labeled to correspond with the requests below. All documents are to be produced along with copies of the file folders in which they are kept.

5. If, in responding to the requests, you claim that there is any ambiguity in either a particular request or in a definition or an instruction applicable thereto, such claim shall not be used by you as a basis for refusing to respond, but you shall set forth as part of the response the language deemed to be ambiguous and the interpretation chosen or used in responding to the particular request.

6. For purposes of interpreting or construing the following requests, the terms used are to be given their most expansive and inclusive interpretation unless otherwise specifically limited in the document request itself. This includes, without limitation, the following:

- a. Construing the words "and" and "or" used in any document request in the disjunctive or conjunctive as necessary, to make the document request more inclusive;

- b. Construing the words "any" and "all" used in any document request to mean "any and all" as necessary to make the document request more inclusive;
- c. Construing the singular form of any word to include the plural and the plural form to include the singular; and
- d. Construing the masculine form to include the feminine and/or the gender neutral form.

7. Electronic records and computerized information are to be produced in an intelligible format together with a description of the system from which it is derived sufficient to permit rendering the material intelligible.

Definitions

- 1. The term "relating to" means referring to, regarding, evidencing, describing, supporting, refuting, and/or constituting.
- 2. The term "document" or "documents" means and includes any kind of written, typewritten or printed materials; any tangible recording of any form of statement, communication or representation; and all other data compilation from which information can be obtained (translated, if necessary, by you through detection devices into reasonably usable form) including, but not limited to, writings and all non-identical copies and drafts

thereof, notes, memoranda, letters, calendars, appointment books, diaries, notes or minutes of meetings or conversations, catalogs, written agreements, microfilm, graphs, charts, drawings, plans, computer discs, computer tapes, computer cards, computer printouts, tape and sound records, photo records, inter-office communications, reports, photographs, cables, telegrams, telexes, account books, ledger sheets, canceled checks, invoices, bills, receipts, financial statements or any other form of "writing" as defined in Federal Rule of Evidence 1001.

3. The term "777 Display Unit" means the liquid crystal display unit designed, manufactured, assembled, and/or sold by Honeywell for use in the cockpit of a Boeing 777 aircraft.

4. The term "F-16 Display Unit" means the "Color Multifunction Display" Unit designed, manufactured, assembled, and/or sold by Honeywell for use in the cockpit of an F-16 fighter jet.

Documents to be Produced

1. All assembly drawings, technical specifications, diagrams, assembly manuals, and/or maintenance manuals for the 777 Display Unit that were created, dated, published or disseminated prior to April 2, 1998.

2. All documents relating to the structure and assembly of the 777 Display Unit that were created, dated, published or disseminated prior to April 2, 1998.

3. All documents relating to the mounting of the liquid crystal display component and/or the backlight component in the 777 Display Unit that were created, dated, published or disseminated prior to April 2, 1998.

4. All documents evidencing sales of the 777 Display Unit that occurred prior to April 2, 1998, including sales agreements, purchase orders, and shipping and delivery records.

5. All documents relating to offers to sell, offers to buy, sales solicitation, sales inquiry, quotations, requests for quote, or requests for proposal that were created, dated, published or disseminated prior to April 2, 1998 regarding the 777 Display Unit.

6. All catalogs, brochures, circulars, advertisements, marketing materials, and articles that were created, dated, published, or disseminated prior to April 2, 1998 regarding the 777 Display Unit.

7. All assembly drawings, technical specifications, diagrams, assembly manuals, and/or maintenance manuals for the 777 Display Unit with Part No. 4073610-901.

8. All documents relating to the structure and assembly of the 777 Display Unit with Part No. 4073610-901.

9. All documents relating to the mounting of the liquid crystal display component and/or the backlight component in the 777 Display Unit with Part No. 4073610-901.

10. All documents evidencing sales of the 777 Display Unit with Part No. 4073610-901, including sales agreements, purchase orders, and shipping and delivery records.

11. All documents relating to offers to sell, offers to buy, sales solicitation, sales inquiry, quotations, requests for quote, or requests for proposal regarding the 777 Display Unit with Part No. 4073610-901.

12. All assembly drawings, technical specifications, diagrams, assembly manuals, and/or maintenance manuals for the 777 Display Unit with Part No. 4073610-902.

13. All documents relating to the structure and assembly of the 777 Display Unit with Part No. 4073610-902.

14. All documents relating to the mounting of the liquid crystal display component and/or the backlight component in the 777 Display Unit with Part No. 4073610-902.

15. All documents evidencing sales of the 777 Display Unit with Part No. 4073610-902, including sales agreements, purchase orders, and shipping and delivery records.

16. All documents relating to offers to sell, offers to buy, sales solicitation, sales inquiry, quotations, requests for quote, or requests for proposal regarding the 777 Display Unit with Part No. 4073610-902.

17. A 777 Display Unit that was manufactured, assembled and/or sold prior to April 2, 1998 (for inspection).

18. Photographs of a 777 Display Unit that was manufactured, assembled and/or sold prior to April 2, 1998.

19. Documents sufficient to show the date of first use of the 777 Display Unit in an aircraft.

20. All assembly drawings, technical specifications, diagrams, assembly manuals, and/or maintenance manuals for the F-16 Display Unit that were created, dated, published or disseminated prior to April 2, 1998.

21. All documents relating to the structure and assembly of the F-16 Display Unit that were created, dated, published or disseminated prior to April 2, 1998.

22. All documents evidencing sales of the F-16 Display Unit that occurred prior to April 2, 1998, including sales agreements, purchase orders, and shipping and delivery records.

23. All documents relating to offers to sell, offers to buy, sales solicitation, sales inquiry, quotations, requests for quote, or requests for proposal that were created, dated, published or disseminated prior to April 2, 1998 regarding the F-16 Display Unit.

24. All catalogs, brochures, circulars, advertisements, marketing materials, and articles that were created, dated, published, or disseminated prior to April 2, 1998 regarding the F-16 Display Unit.

25. All assembly drawings, technical specifications, diagrams, assembly manuals, and/or maintenance manuals for the F-16 Display Unit with MFG PN. 8520900.

26. All documents relating to the structure and assembly of the F-16 Display Unit with MFG PN. 8520900.

27. All documents evidencing sales of the F-16 Display Unit with MFG PN. 8520900, including sales agreements, purchase orders, and shipping and delivery records.

28. All documents relating to offers to sell, offers to buy, sales solicitation, sales inquiry, quotations, requests for quote, or requests for proposal regarding the F-16 Display Unit with MFG PN. 8520900.

29. All documents constituting the agreement that is Contract No. F33657-90-C-2233.

30. Documents sufficient to show the date of first use of the F-16 Display Unit in an aircraft.

31. All assembly drawings, technical specifications, diagrams, assembly manuals, and/or maintenance manuals for the F-16 Display Unit with SER. NO. 07187C0024.

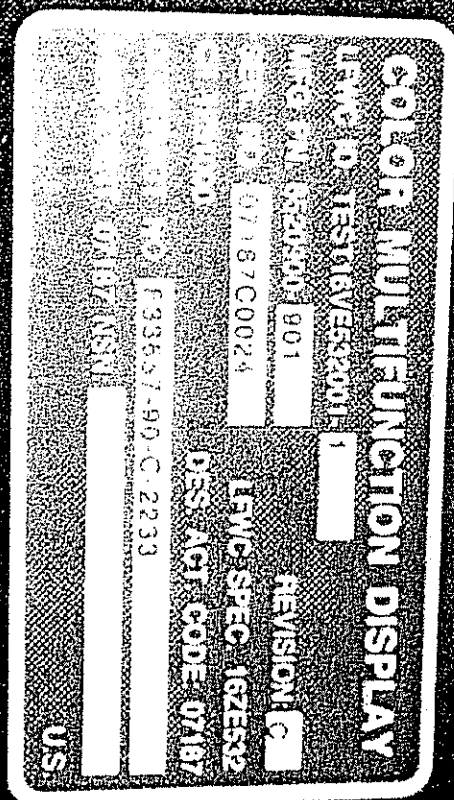
32. All documents relating to the structure and assembly of the F-16 Display Unit with SER. NO. 07187C0024.

33. All documents evidencing sales of the F-16 Display Unit with SER. NO. 07187C0024, including sales agreements, purchase orders, and shipping and delivery records.

34. All documents relating to offers to sell, offers to buy, sales solicitation, sales inquiry, quotations, requests for quote, or requests for proposal regarding the F-16 Display Unit with SER. NO. 07187C0024.

35. All documents relating to the Color Multifunction Display identified in Exhibit 1, including technical specifications, assembly drawings, and sales and purchase documents such as sales agreements, purchase orders and shipping records.

EXHIBIT 1



DD1694 #'S CMFD-
001R2, 002R2,
006DP1, 015, 018,

UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

CERTIFICATE OF SERVICE

I hereby certify that on April 10, 2006 I caused to be served via the United States Postal Service the foregoing document by placing the true copy thereof, enclosed in a sealed envelope, postage prepaid, addressed as follows:

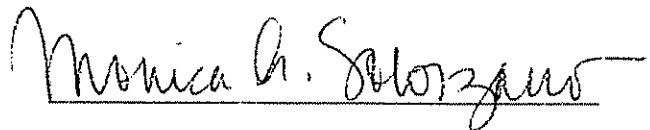
Richard D. Kirk, Esquire
The Bayard Firm
222 Delaware Avenue #900
Wilmington, DE 19899

Richard L. Horwitz, Esquire
David E. Moore, Esquire
Potter Anderson & Corroon LLP
1313 N. Market Street
Hercules Plaza, 6th Floor
Wilmington, DE 19899

I hereby certify that on April 6, 2006 I caused to be served via the United States Postal Service the foregoing document by placing the true copy thereof, enclosed in a sealed envelope, postage prepaid, addressed as follows to the non-registered participants:

Daniel G. Jarcho, Esquire
Cass W. Christenson, Esquire
Lora A. Brzezynski, Esquire
Matthew T. Bailey, Esquire
McKenna Long & Aldridge LLP
1900 K Street, N.W.
Washington D.C. 20006

Scott R. Miller, Esquire
Tracy R. Roman, Esquire
Bingham McCutchen
355 S. Grand Avenue, 44th Floor
Los Angeles, CA 90071



Monica A. Solorzano

UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

CERTIFICATE OF SERVICE

I hereby certify that on April 11, 2006 I caused to be served by hand delivery the foregoing document and electronically filed the same with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:

Richard D. Kirk, Esquire
The Bayard Firm
222 Delaware Avenue #900
Wilmington, DE 19899

Richard L. Horwitz, Esquire
David E. Moore, Esquire
Potter Anderson & Corroon LLP
1313 N. Market Street
Hercules Plaza, 6th Floor
Wilmington, DE 19899

I hereby certify that on April 11, 2006 I caused to be sent by Federal Express the foregoing document to the following non-registered participants:

Daniel G. Jarcho, Esquire
Cass W. Christenson, Esquire
Lora A. Brzezynski, Esquire
Matthew T. Bailey, Esquire
McKenna Long & Aldridge LLP
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